

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
GREENEVILLE

LISA GILLIAM )  
 )  
V. ) NO. 2:06-CV-111  
 )  
LINDA S. McMAHON, )  
Acting Commissioner of Social Security )

REPORT AND RECOMMENDATION

Plaintiff's counsel filed a Motion [Doc. 19] requesting an award of attorney's fees under 28 U.S.C. §2412(d), of the Equal Access to Justice Act ["EAJA"]. The amount of the fee requested in said Motion was \$1,560.00. Subsequently, plaintiff and the defendant Commissioner filed a Joint Stipulation [Doc. 23] agreeing to an EAJA fee of \$1,300. It is respectfully recommended that the Motion [Doc. 19] be DENIED as no longer being relevant, and that an order enter approving the Joint Stipulation [Doc. 23] for payment of a fee to plaintiff's counsel of \$1,300.<sup>1</sup>

Respectfully submitted:

s/ Dennis H. Inman  
United States Magistrate Judge

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<sup>1</sup>Any objections to this report and recommendation must be filed within ten (10) days of its service or further appeal will be waived. Thomas v. Arn, 474 U.S. 140 (1985); United States v. Walters, 638 F.2d 947-950 (6th Cir. 1981); 28 U.S.C. § 636(b)(1)(B) and (C).